

Remarks/Arguments:

Claims 1-5, 8-9, 12-16, 23-28, 35, and 45-54 are canceled without prejudice. Claims 11 and 55 are amended. Support for the amendments can be found, e.g., at page 3, lines 16-26 and pages 55-56, Table 8 of the specification. No new matter is introduced.

Claims 6-7, 10-11, 17-22, 29-34, 36-44, and 55 are pending in the application. Claim 7 is allowable. Reexamination and reconsideration of the application, as amended, are respectfully requested.

CLAIM REJECTIONS UNDER 35 USC § 112, SECOND PARAGRAPH

Claims 6, 10-11, 17-23, 29-34, 36-49, 51-52, and 55 are rejected as being indefinite. More specifically, the Examiner stated that claim 11 is indefinite for reciting "or" between the definitions of Aa₄ and Aa₅ and suggested to replace "or" with "and." The Examiner further stated that claim 23 is indefinite because the definitions of "R" and "X" are unclear.

Without acquiescence in the Examiner's rejections, Applicant has replaced "or" with "and" in claim 11 and cancelled claim 23. Claims 45-49 and 51-52 have also been cancelled without prejudice. Claim 55 has been re-written as an independent claim. In view of the foregoing, Applicant submits that amended claim 11 is definite. So are claims 6, 10, 17-22, 29-34, and 36-44, dependent directly or indirectly from claim 11, as well as amended claim 55. Withdrawal of the rejections is respectfully requested.

CLAIM OBJECTION

Claim 55 is objected to as being improperly dependent from claim 11, because claim 55 recites SEQ ID NO:19 which is beyond the scope of claim 11. Applicant

has re-written claim 55 as an independent claim, thereby overcoming the objection. Withdrawal of the objection is respectfully requested.

CLAIM REJECTIONS UNDER 35 USC § 112, FIRST PARAGRAPH

(1) Claim 23 is rejected for failing to comply with the written description requirement. Without acquiescence in the Examiner's rejection, Applicant has cancelled claim 23, rendering the rejection moot.

(2) Claims 45-49 are rejected for lack of enablement. Without acquiescence in the Examiner's rejections, Applicant has cancelled claims 45-49, rendering the rejections moot.

In view of the foregoing, Applicant respectfully submits that the rejections have been overcome and should be withdrawn.

CONCLUSION

In view of the foregoing, it is respectfully submitted that the application is in condition for allowance. Reexamination and reconsideration of the application, as amended, are requested.

If for any reason the Examiner finds the application other than in condition for allowance, the Examiner is requested to call the undersigned at the Los Angeles, California telephone number (310) 785-4600 to discuss the steps necessary for placing the application in condition for allowance.


Appl. No. 09/743,684
Amdt. Dated August 6, 2007
Reply to Office Action of April 5, 2007

Attorney Docket No. 89188.0130
Customer No.: 26021

If there are any fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-1314.

Respectfully submitted,
HOGAN & HARTSON L.L.P.

Date: August 6, 2007

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